SPLA No. 27/01
(Old No. 30 of 1998)
Hon'ble Dharma Veer, J.

List has been revised, but none appears on behalf of the appellant though, notice was served on the appellant personally. Notices were also served for respondent no. 2 to 5 but none appears on behalf of respondent no. 2 to 5.

This appeal has been preferred against the judgment and order dated 17.02.1998 passed by Additional Civil Judge (Senior Division) / A.C.J.M. Roorkee in Criminal Case No. 28/1998 whereby, the trial court has acquitted the respondents no 1 to 6 in the above said case under Sections 323/34, 504, 506 I.P.C.

This appeal was presented in the High Court of Allahabad on 27.04.1998. The Allahabad High Court has passed an order and directed the appellant to furnish the certified copy of the injury report and the statement of the injured and other witnesses. Till today the appellant has not filed the statement of the injured and the statement of other witnesses.

This appeal has been transferred to this court under Sub Section (2) of Section 35 of the U.P. Reorganization Act 2000.

Fresh notices were sent to the appellant but none is present on behalf of the appellant to press the appeal. He was served personally.

I have perused the judgment and order dated 17.02.1998 passed by Additional Civil Judge (Senior Division)/ A.C.J.M. Roorkee. I find no irregularity or impropriety in the judgment and order dated 17.02.1998.

On the basis of the above, the leave to appeal is refused. Consequently, the appeal is dismissed.

(Dharam Veer, J.)

11.05.2007
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